## NOTICE OF EMERGENCY RULE PROMULGATION

**AGENCY:** Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE PROMULGATION: DMR Regulation 95.09 I, Closed Area No. 56-D, Crane Mill Brook,

Edmunds

TEXT OF RULE: DMR Regulation 95.09 I, Closed Area No. 56-D, Crane Mill Brook, Edmunds

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Crane Mill Brook, Edmunds, Washington County, upstream of the old US Route 1 bridge which crosses Crane Mill Brook at its mouth (Bell Farm, so called). This area is classified restricted and requires a special MDMR permit.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: December 30, 2003

AGENCY CONTACT PERSON:

Amy M. Fitzpatrick

Department of Marine Resources

McKown Point Road

West Boothbay Harbor, Maine 04575

BANGOR DAILY NEWS January 3, 2004

## STATEMENT OF FACT AND POLICY

As authorized by 12 M.R.S.A. Sections 6172 and 6192, the Commissioner of the Maine Department of Marine Resources promulgates emergency DMR Regulation 95.09 I, Closed Area No. 56-D, Crane Mill Brook, Edmunds. This new regulation classifies Crane Mill Brook, Edmunds as restricted and requires a special MDMR permit.

Department personnel have determined that Crane Mill Brook is subject to intermittent microbiological pollution and that the unrestricted harvesting of clams, quahogs, oysters, and mussels in these waters poses a threat to public health.

LEWIS ELAGG

DEPUTY COMMISSIONER (EXTERNAL AFFAIRS)

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